See Editorial Page, First Column.

· First to Last-the Truth: News - Editorials - Advertisements

LOCAL SHOWERS TO-DAY; PARTLY CLOUDY TO-MORROW.

Full report on Page 8

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THURSDAY, JULY 29, 1915,

PRICE ONE CENT In City of New York, Newark, Jersey City and Hoboken

BECKER LOSES FIGHT FOR LIFE; "I WILL DIE LIKE A MAN" HE SAYS

to Grant Him a

CALLS AFFIDAVITS HIS ONLY GRIEF NOT MATERIAL

Has No Power to Order Decision Received at Pris-Rehearing of Case Under the Statutes.

LATE HOUR DECISION CALL BRINGS PRIEST

Have Been Taken Before Governor Whitman.

Charles Becker must go to the

At 10:15 o'clock last night Sureme Court Justice John Ford announced that he had denied Becker's motion for a new trial.

There is no appeal from this de-Becker's life in his hands, but as before him to await the arrival of the Mr. Whitman has repeatedly said he prison chaplain. commute the condemned sentence, the former police will be executed at 5:45

Justice Ford finds that Becker's

Furthermore, Justice Ford holds, It was 10:23 when the first word came. he is without power to grant a new

ited. When I came to look up the guard aided in spreading the news. authorities I could not find that I possessed the power to order a new The atmosphere of the prison was trial. I suppose there are reasons even more depressing than usual. For

lays in obtaining convictions. If heavy, trials could be granted on motions Mrs. Becker, for the first time in her of this kind, supported by affidavits three years' ordeal, had been openly Miss Lynch asked the newspaper

that presented by this case. But I arose and shuffled across the scant had given way to grief. have hewed to the line, lets the chips space. fall where they may. This proceeding belonged before the Governor, said the deputy warden, extending his hand through the bars. "The motion and that is where it should have was denied."

Finished Opinion at 10.

By suggestion made earlier in the day by Justice Ford, the newspaper men gathered in the reception room of the chambers of the full file like a man," he said. Supreme Court, on the thirteenth floor of the Emigrant Bank Building, 51 Chambers Street at 10 o'clock last.

"Such a motion could not be granted under the common law." Justice
Ford says, in opening his opinion.
"The power to grant it was conferred
by statute in the laws of 1859, Chapter 239. That power nos exists by
virtue of Sections 462.606 of the

ROCKEFELLER GATE

Entrance to Cleveland Home Closed After Visit of Unwelcome Auto Party.

NO LONGER OPEN

[By Telegraph to see Tribune.] Cleveland, July 28.—In addition to other precautions to prevent intruders at Forest Hill, John D. Rockefeller has or the first time in his life ordered closed day and night.

This order was issued as a result of the gate keeper's encounter with an automobile party of men yesterday. Pat Lynch, who guards the gate, noticed a

Lynch, who guards the gate, noticed a touring car carrying seven men roll through the entrance. He called on them to stop, and when they kept on he drew his revolver and fired four shots. Two of the bullets punctured the rear tires, and the automobile was halted. The men declared that they had an engagement with Mr. Rockefeller, but Lynch had no record of it and ordered them out of the grounds.

When Mr. Rockefeller learned of the occurrence he ordered the big gate kept closed. Before he arrived here this summer the steel and wire fences around the estate were strengthened and strung with barbed wire. The big stone wall on the Euclid Avenue side of the estate also was topped with barbed wire. These precautions were taken because of the attack on J. F. Morgan on Long Island.

MISS VANDERBILT HURT Rushed to Biltmore Hospital After Bursting Blood Vessel.

[By Telegraph to The Tribune.] Asheville, N. C., July 28.—Suffering from a bursted blood vessel, Miss Cor derbilt, was rushed to the Biltmore Hospital last night, where an operation necessary to stop the flow of

Miss Vanderbilt was swimming yesterday afternoon in a lake in the Biltward J. Kelly, a notorious burglar, more estate, which she inherits under her father's will, and, making a sudvolver in hand, from the downtown Stumble In and Are den plunge, ruptured the blood vessel. She was taken at once to the hospital, which was founded and maintained by her father.

MRS. BECKER GIVES WAY TO GRIEF

Walks Silently to Home in Rain and Refuses to Make

through a driving rainstorm, forgetwife, was seated on his cot waiting. her umbrella. A handkerchief was

questioned her, and speak. Her sister,

"This is a very serious situation of the heavy screen. The prisoner tioning indicated that Mrs. Becker felt

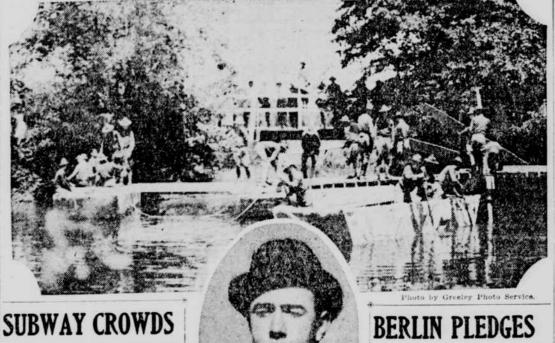
SOLDIER SHOT IN '64

Wounded in Wilderness,

the franches of the justices of the form the thrittenth figure of the form of

Blairstown, N. J., July 28.-Mrs. H.

Guardsman Drowns in Creek In Midst of Red-Blue Battle



SEE ARMED THIEF KILLED BY TRAIN

Throng - Hit as He Darts Across Tracks.

In an attempt to escape arrest, Edvolver in hand, from the downtown platform of the Seventy-ninth Street subway station last evening, and was hurled twenty feet and then crushed to death by a Bronx express crammed with homeward bound men and women. Shouting at the top of his voice, Kelly

plunged down the stairs of the station flourishing his revolver. Close behind him came Mrs. Michael Kelly, of 100 West Seventy-ninth Street, screaming, across the tracks.

Fifty persons saw the express down upon him. Kelly did not realize platform of the car hit the fugitive in tied about his legs. the back. It threw him through the air

or this kind, supported by aindavits distrait and there was a hopeless look to excuse Mrs. Becker until she had When the emergency brakes gripped the without assistance were slight. it stopped, panic reigned in the cars. wheels hands were torn away from the Privates Walter F. McKeon and permitted to say that counter balanc- troops of Grand Duke Nicholas. persons were hurled to the floor. Captain William R. Jackson, the regi-

> the mangled body out from beneath McKeon in his arms Captain Jackson the wheels.

"Denied"— repeated Becker.
Then he grasped Johnson's hand in Michael Kelly, 88th New York, the front door of Mrs. Kelly's house McKeon and fell exhausted.

A white painted wood when she heard footsteps in the hall

And the pool in Sprout Creek at White Bridge, where he was drowned.

Kit-General O'Ryan Su- fore the last big attack: Man's Body.

motorman of the train slammed on the Fifty pounds of marching equipment the achievement of that plan as the a number of emergency brake, just as the forward sank him as though a stone had been only hope for the Turkish Empire in guns, there and between Mitau and the

fully twenty feet. He fell on his face opposite bank when there sounded a Balkan and the forward truck of the first car cry of some of the boys still in the The train was packed with men and cate themselves from the mud into Austrians and Germans. women workers. For a moment after which they had sunk. Weighted down, their chances of crossing the creek will have immediate and important re- ably costly to the Russians, show that he

creams arose, and several women mental adjutant, jumped in after Police and subway employes pulled bank he nearly lost his own life. With at an early date. had almost made the gently sloping French Right Wing Late yesterday afternoon Kelly, who shore of the creek when he got stuck had just completed a year's term in a in the mud, and it took several members of his company to pull him out. New York prison, picked the lock on When he reached the bank he dropped

McKeon and fell exhausted.

A white painted wooden bridge crosses Sprout Creek about two miles from Camp Whitman. Theoretically, the Reds had blown up this bridge.

The Blues, of which the 14th Regiment The Blues of the considerable outbreak The Blues of the considerable outbreak The Blues of the fort line of the city, so that not much progress has been made to the fort.

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The Blues of the fort line of the city, so that not much progress has been made to the north of the troops on the point probably will not be disputed.

The Blues of which the 14th Regiment that not much progress has been made to the north of the north of the city. So the fort line of th

A Year of War Don't let anything interfere with your reading Frank

H. Simonds's Review of the First Year of the Great War in Saturday's Tribune. It is the essence of hundreds of dispatches-selected, crystallized, interpreted. You can't get a survey like this from any other writer. Don't miss it-Saturday.

The Tribune First to Last-the Truth: News-Editorials-Advertisements ARMY FOR TURKS THROUGH SERBIA

Ottoman Army on Gallipoli in Month.

Athens, July 28 (Dispatch to "The Stumble In and Are London Daily Chronicle").—Enver Facha issued this message to his Weighted Down by Heavy troops on the Gallipoli Peninsula be-"Soldiers, you will fight with all

perintends Rescues and your strength. At least, you will repromise you that within a month's time I shall be able to send you to your homes. Serbia cannot now last longer than a month.

Private John F. O'Donnell, of Com- Turks to make them fulfil a promise of which heavy fighting has been in ish forces. The Young Turks regard of Goworowo, on the Narew front, and escape. Fired on at distance of two ank him as though a stone had been only hope for the Turkish Empire in guns. there and between Mitau and the led about his legs.

Part of Company K had reached the who has just completed a four of the who has just completed a four of the sud to-day does not claim any success about his legs.

Part of Company K had reached the who has just completed a four of the sud to-day does not claim any success about his legs.

Part of Company K had reached the legislating them, submarine signaled for success which were sent. After success the four complete the sud to-day does not claim any success about his legs. belief that such an effort will be the north, and Field Marshal von Hindenwould easily have been able to extri- next great move on the part of the burg, who crossed the Narew at some

nipped in the bud

Paris, July 28.—The following of-ficial statement was issued in Paris to-day:

SULTAN DECORATES

U. S. WILL DEMAND FULL REPARATION FOR THE LEELANAW

GERMANS BAN NATIONAL COLORS IN BELGIUM

IBy Cable to The Tribune 1

Rotterdam, July 28 (dispatch to The London Daily News") .- In the hope of making the Belgians love them the Germans in Ghent are "straffing" the inhabitants more than ever. Because the people work the national colors on Belgium's national day the following procla mation by the German Governor has been posted on the walls of the

"I forbid from to-day the wear ing, showing, buying and selling of the Belgian colors, portraits of pictures of the royal family or green leaves with or without in scription, or any other display of color combinations meant to indicate political inclinations. I forbid all Belgians to wear insignia of any order or decoration.

"For any of these offences a maximum fine of 5,000 marks or a maximum term of five years' imprisonment or both will be inflicted."

Promises to Send Aid to FRESH GERMAN ARMIES BEATEN OFF AT WARSAW

Reinforced Troops of Invaders Fail to Break Defenders' Lines.

London, July 28 .- Although the Germans are using very strong reinforcements of men and guns, they have not succeeded in breaking the Russian re-I learn that great pressure has been sistance either around Warsaw or in

Should this cross move be made it counter attacks, which, although probsults in this corner of Europe. It is there is still plenty of fight left in the

In the southeast Field Marshal von Mackensen's attack on the Lublin-Cholm railway seems for the moment to have come to a standstill, although he, too, is receiving reinforcements and as-sistance from the Austrians who sucon Gallipoli Advances sistance from the Austrians who suc-

the British critics are more hopeful than for some days that the Russians will succeed in withstanding this effort to capture Warsaw, as they did the case of the William P. Frye. Ger-

Russian Attack Fails.

Will Call on Germany to Disavow Sinking of Ships.

DEADLOCK MAY BE THE RESULT

Officials Expect Dispute Over Prize Court Jurisdiction.

MISLED BY THE PRESS

Stop Misrepresentation of American Attitude. Washington, July 28 .- All the facts in the case of the sinking of

Washington Thinks Berlin Could

the American steamship Leelanaw by a German submarine are now at hand, except as to whether the Uboat commander demanded that the steamer's cargo be jettisoned. There is nothing to indicate that such was A report from E. Haldeman Dennison, American Consul to Dundee

brought to light the fact that the captain of the Leelanaw tried to escape, but submitted to visit and search after warning shots were fired. The right to escape, officials declare, is conceded by international law, only repeated attempts to evade capture or forcible resistance being regarded as effecting the case.

Consul's Report on Leelanaw. Consul Dennison's report, dated to-

day, was as follows: 'Leelanaw's crew here. All safe

Sail Saturday on St. Paul. "Master under oath states sighted German submarine July 25, sixty miles north of Orkneys. Endeavored to

To the west of Warsaw the Germans commander of the ship's papers bring To the west of Warsaw the Germans announce the capture of the village of Piorunow, which is about f.fteen miles west of the fort line of the city, so that not much progress has been made that not much progress has been made commander of the ship's papers brings up to a point that has never been definitely settled, but in the present war there have been many such cases, as when the William P. Frye was sunk by the Prinz Eitel Freidrich. This

 In the note to Germany it was spe-cifically pointed out that "the events of the last two months have clearly in-SULTAN DECORATES
STANDARD OIL MEN

W. E. Bemis and Managers at
Constantinople Get Orders
for "Humanitarianism."
Constantinople, July 28.—For "numerous humanitarian services." the Sultan has decorated W. E. Bemis, vice-president of the Standard Oil Company, with the Order of Osmanieh, second class, and Oscar Gunkel, manager, and L. I. Thomas, assistant manager of the Constantinople branch, with the Order of Osmanieh, with the Order of Osmanieh of

Vol. LXXV....No. 25,092.

Justice Ford Refuses Slayer, Unshaken by that the front entrance gate be kept News, Ready to Go to Chair. New Trial.

IS FOR WIFE

on Directly After She Departed.

Court Says Proceedings Should Father Cashin Asked to 'Phone Mrs. Becker-Execution at 5:45 A. M. To-morrow.

> [From a Staff Correspondent of The Tribune.] Ossining, N. Y., July 28 .- "Well, I'll die like a man." With these words Charles Becker received the news that his last hope had failed. There was a nclia Vanderbilt, the only daughter strong handgrip for Deputy Warden and heiress of the late George W. Van-Charles H. Johnson, who brought him the news, and he sat down on the edge Governor Whitman holds of his cot with the picture of his wife

By a margin of minutes Mrs. Becker missed being at her husband's side reached the prison shortly after 7 She o'clock this evening, and did not leave until a few minutes after 10 o'clock. statement and the affidavits submit- The down train was whistling for the ted along with this to the court do Ossining station when the news reached not constitute new evidence, are the prison. It was too late to recall without weight, and that, for the her. Becker's one request of Father most part, this evidence is cumula- William E. Cashin was that he telephone to Mrs. Becker.

The news flashed through the prison

Inside of ten minutes it had come from half a dozen sources and the In handing out his written opin- telephone bell was jingling conion to newspapermen last night the tinually. The guards, streaming with rain water and hugging their rifles criminal case of this kind is lim- from the walls. The change of the Becker, having said farewell to his

"We are all familiar with the de- clammy with moisture. The air was reporters

any executions. I suppose that is the reason why we are restricted in the reason which is a subject to the reason which the reason why we are restricted in up to meet the eyes of Deputy Warden say."

Miss Lynch,

a warm, firm grip, whose tensity alone

when did you reach a decision?" he was asked.

"Last night," he said, "so you can that prominence which the case has had planned weeks ago, he said, to spend that yesterday was his birthday; that he was fifty-three years old. He had planned weeks ago, he said, to spend his birthday with his family at his country home near Peckskill. A few minutes later he departed for his apartment.

"Such a motion could not be grant-tord under the common low he grant-tord under the common low his family at his country home near Peckskill. A few minutes later he departed for his apartment.

"Such a motion could not be grant-tord under the common low he grant-tord under the common low had and the prominents age."

Winter Prove Successful. Washington, July 28. Production of roder was not make at a time may be extend whith the National Radium Institute, is doubt the National Radium Institute,

Becker spent this trying day as well as a man might caged up in a cell anxiously awaiting a decision whether he should die or have a chance for life. Outwardly he was calm and pre-served his usual steel nerved exterior. But how the terrific strain told on him the 339. That power now exists by virtue of Sections 462466 of the mentally, he exhibited when Father particular provision of the statute under which this motion may be entertained is as follows."

Served his usual steel nerved exterior. But how the terrific strain told on him mentally, he exhibited when Father Cashin told hi, at 6 clock that Justice Ford would probably give his decision by 10 p. m.

Thank Cashin Cashi

Attendants refuse to give out any in-formation regarding the case other than that the patient is resting quietly.

Any Comment.

of public policy why this should be hours there had been a steady rain.

The iron bars and the stonework were pressed to her face as though she was weeping.

She shook her head slowly when

LEGALLY DEAD, 1915

mentally, he exhibited when Father Cashin told his at 6 o'clock that Justice Ford would probably give his decision by 10 p. m.
"Thank God, this suspense will soon the opinion continues:
"Thus it is seen that the granting Continued of page 9, column 1

The second of the wicker basket.

Thus it is seen that the granting the original second of the wicker basket.

Feeling that the day would bring him for the statute unclassical to the statute of the second of the wicker basket.

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Recovery of Brooklyn sist as long as possible, for I can Camp Whitman, Fishkill Plains, Stop, thief!" The crowd on the plat- July 28 .- A civilian soldier from form gave way before the man. He Brooklyn lost his life in the battle ran to the edge, hesitated a moment, between the Reds and Blues, which took and then jumped, and started to run place this morning near Sprout Creek. put on the Germans by the Young Kovno and Courland provinces, in each pany K, 14th Regiment, was crossing his peril until it was too late. The high, when he stepped into a deep hole.